

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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NATIONAL CASUALTY COMPANY,

C. A. No. 04-10167-MLW

Plaintiff,

v.

FIRST STATE INSURANCE GROUP,

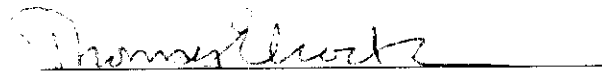
Defendant.

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**DEFENDANT FIRST STATE INSURANCE GROUP'S MOTION TO  
CONFIRM THE FINAL ARBITRATION AWARD DATED MARCH 12, 2004**

Defendant First State Insurance Group ("First State") respectfully moves this Court for an Order, pursuant to 9 U.S.C. § 9, confirming the final arbitration award, dated March 12, 2004, issued by the panel in the arbitration between Plaintiff National Casualty Company and First State. In support of this Motion, First State relies on the accompanying Memorandum of Law in Support of its Motion to Confirm the Final Award.

First State Insurance Group  
By its attorneys,

  
\_\_\_\_\_  
Mitchell S. King, Esq. (BBO#2728107)  
Thomas M. Elcock, Esq. (BBO #548027)  
Prince, Lobel, Glovsky & Tye LLP  
585 Commercial Street  
Boston, Massachusetts 02109  
(617) 456-8000

-and-

Mound, Cotton, Wollan & Greengrass  
One Battery Park Plaza  
New York, NY 10004  
(212) 804-4200

Dated: October 8, 2004

**CERTIFICATE OF SERVICE**

I, Thomas M. Elcock, hereby certify that on October 8, 2004, I served First State Insurance Group's Motion to Dismiss National Casualty Company's Petition to Vacate Arbitral Order and Enjoin Further Arbitral Proceedings, Or, in the Alternative, Remand, by causing copies to be delivered via facsimile, hand delivery and first class mail, postage prepaid, to counsel of record for all parties.

  
\_\_\_\_\_  
Thomas M. Elcock

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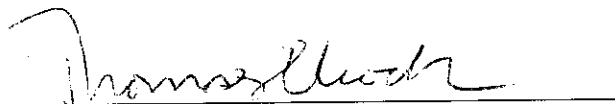
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U.S. DISTRICT COURT  
DISTRICT OF MASS.  
C. A. No. 04-10167-MLW

**LOCAL RULE 7.1 CERTIFICATION**

I hereby certify that, pursuant to L.R., D. Mass 7.1(A)(2), counsel for both parties conferred on October 8, 2004 by telephone in a good faith attempt to resolve and narrow the issues raised in Defendant First State Insurance Group's Motion to Confirm the Final Arbitration Award Dated March 12, 2004.

First State Insurance Group

By its attorneys,



Mitchell S. King, Esq. (BBO#2728107)  
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